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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|------------------------------|
| Application Number | 09/743,892 |
| Filing Date | March 12, 2001 |
| Examiner Name | Maria A. Elve |
| First Named Inventor | Bernd-Friedrich SCHOLL et al |
| Group Art Unit | 1725 |
| Attorney Docket Number | 32860-000251/US |

RCE 1700
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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 08-0750.
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other Any deficiency for a fee required under 37 CFR 1.16 or 1.17.
- b. Check in the amount of \$ 1720.00 enclosed for the RCE fee and an extension for three (3) months.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|--------------------|-----------------|-----------------------------------|-------------------|
| Name (Print /Type) | Donald J. Daley | Registration No. (Attorney/Agent) | 34,313 |
| Signature | | Date | November 19, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

| | |
|--------------------|--|
| Name (Print /Type) | |
| Signature | |
| Date | |



Please type a plus sign (+) inside this box → ☐

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|--|-----------------------------|-------------------------------|-----------------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 09/743,892 | |
| | Filing Date | March 12, 2001 | |
| | First Named Inventor | Bernd-Friedrich SCHOLL et al. | |
| | Group Art Unit | 1725 | |
| | Examiner Name | Maria A. Elve | |
| | | Attorney Docket Number | 32860-000251/US |

| ENCLOSURES (check all that apply) | | | | |
|---|---|---|---------|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> Response to Ex Parte Quayle <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Letter to the Official Draftsperson and One (1) Sheet of Formal Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): REQUEST FOR CONTINUED EXAMINATION | | |
| <table border="1"><tr><td>Remarks</td><td></td></tr></table> | | | Remarks | |
| Remarks | | | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|----------------------------------|----------------------------------|--------------------|
| Firm or Individual name | Harness, Dickey & Pierce, P.L.C. | Attorney Name Donald J. Daley | Reg. No. 34,313 |
| Signature | | | |
| Date | November 19, 2003 | | |



| | | | | |
|---|--|--------------------------|-------------------------------|------|
| FEE TRANSMITTAL for FY 2003 | | Complete if Known | | |
| | | Application Number | 09/743,892 | |
| Patent fees are subject to annual revision. | | Filing Date | March 12, 2001 | |
| | | Inventor(s) | Bernd-Friedrich SCHOLL et al. | |
| | | Examiner Name | Maria A. Elve | |
| TOTAL AMOUNT OF PAYMENT (\$) | | 1720.00 | Group / Art Unit | 1725 |
| | | Attorney Docket No. | 32860-000251/US | |

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|--|--------------------------------------|------------------------------------|-----------------------|-----------------------|-----------------|--|
| METHOD OF PAYMENT (check one) | | FEE CALCULATION (continued) | | | | |
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: | | 3. ADDITIONAL FEES | | | | |
| Deposit Account Number | 08-0750 | Fee Code | Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid |
| Deposit Account Name | Harness, Dickey & Pierce, P.L.C. | 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath |
| <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 | | 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet. |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | 1053 | 1053 | 1053 | 130 | Non-English specification |
| 2. <input checked="" type="checkbox"/> Payment Enclosed: | | 1812 | 2,520 | 1812 | 2,520 | For filing a request for reexamination |
| <input checked="" type="checkbox"/> Check | <input type="checkbox"/> Credit card | 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action |
| <input type="checkbox"/> Money Order | <input type="checkbox"/> Other | 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action |
| | | 1251 | 110 | 2251 | 55 | Extension for reply within first month |
| | | 1252 | 420 | 2252 | 210 | Extension for reply within second month |
| | | 1253 | 950 | 2253 | 475 | Extension for reply within third month |
| | | 1254 | 1,480 | 2254 | 740 | Extension for reply within fourth month |
| | | 1255 | 2,010 | 2255 | 1,005 | Extension for reply within fifth month |
| | | 1401 | 330 | 2401 | 165 | Notice of Appeal |
| | | 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal |
| | | 1403 | 290 | 2403 | 145 | Request for oral hearing |
| | | 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding |
| | | 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable |
| | | 1453 | 1,330 | 2453 | 665 | Petition to revive - unintentional |
| | | 1501 | 1,330 | 2501 | 665 | Utility issue fee (or reissue) |
| | | 1502 | 480 | 2502 | 240 | Design issue fee |
| | | 1503 | 640 | 2503 | 320 | Plant issue fee |
| | | 1460 | 130 | 1460 | 130 | Petitions to the Commissioner |
| | | 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17 (q) |
| | | 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt |
| | | 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) |
| | | 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 CFR § 1.129(a)) |
| | | 1810 | 770 | 2810 | 385 | For each additional invention to be examined (37 CFR § 1.129(b)) |
| | | 1801 | 770 | 2801 | 385 | Request for Continued Examination (RCE) |
| | | 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application |
| | | Other fee (specify) _____ | | | | |
| | | *Reduced by Basic Filing Fee Paid | | | | |
| | | SUBTOTAL (3) (\$ 1720.00) | | | | |

| | | | | | | | |
|----------------------------|-----------------------|----------------------------|----------|------------------------|--|----------|--|
| 1. BASIC FILING FEE | | 2. EXTRA CLAIM FEES | | | | | |
| Large Entity Fee Code | Small Entity Fee Code | Fee Description | Fee Paid | | | | |
| 1001 | 770 | 2001 | 385 | Utility filing fee | | | |
| 1002 | 340 | 2002 | 170 | Design filing fee | | | |
| 1003 | 530 | 2003 | 265 | Plant filing fee | | | |
| 1004 | 770 | 2004 | 385 | Reissue filing fee | | | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | | | |
| SUBTOTAL (1) | | (\$ 0) | | | | | |
| Total Claims | | Extra Claims | | Fee from below | | Fee Paid | |
| Independent Claims | | ** = 0 | | X | | = 0 | |
| Multiple Dependent | | ** = 0 | | X | | = 0 | |
| Large Entity Fee Code | | Small Entity Fee Code | | Fee Description | | Fee Paid | |
| 1202 | | 18 | | 2202 | | 9 | |
| 1201 | | 86 | | 2201 | | 43 | |
| 1203 | | 290 | | 2203 | | 145 | |
| 1204 | | 86 | | 2204 | | 43 | |
| 1205 | | 18 | | 2205 | | 9 | |
| SUBTOTAL (2) | | (\$ 0) | | | | | |

**or number previously paid, if greater; For Reissues, see above

| | | | | | |
|---------------------|-----------------|---------------------------------|-------------------|-----------|--------------|
| SUBMITTED BY | | Complete (if applicable) | | | |
| Name (Print/Type) | Donald J. Daley | Registration No. Attorney/Agent | 34,313 | Telephone | 703-668-8000 |
| Signature | | Date | November 19, 2003 | | |